

**NHSLC - DIVISION OF ENFORCEMENT – AGENDA**  
**FOR FRIDAY, APRIL 30, 2010**

**1. SUSPENSIONS:**

- a. Action Pending:  
  
None
- b. Licensees Suspended For Non-Payment of Fines:  
  
None
- c. Licensees Suspended For Non-Compliance of RSA 178:2 (Mandatory training within 45 calendar days of the issuance of liquor license):  
  
None

**2. HEARINGS:**

- a. Stinson Mountain Sports Bar & Grill, 27 Main Street, Rumney, NH.  
Restaurant On-Premise Cocktail Lounge License #1262003.  
Licensed pursuant to RSA 178:22.  
Cited for violation of RSA 179:5, I - did sell or serve alcoholic beverage to an intoxicated person.  
Cited for violation of RSA 179:50, I - allowed a person to loiter on the premises who was intoxicated or disorderly or who loitered for any illegal purpose.  
Date of violations: July 31, 2009.  
Case #: 09-651-OF.  
**HEARING SCHEDULED FOR 4/22/10 WAS POSTPONED; HEARING WILL BE CANCELLED IF LICENSEE SURRENDERS HER LICENSE BY APRIL 30, 2010.**

**3. WARNING LETTERS/FINES/SUSPENSIONS:**

- a. Falcor Winery, 2035 Appollo Court, Napa, CA.  
Direct Shipper Permit #8143633.  
Licensed pursuant to RSA 178:27.  
Cited for violation of RSA 178:27, V – failed to file a Direct Shipper Report by the 10th of the following month.  
Date of violation: February 22, 2010.  
Case #: 10-119-OF.  
Recommendation: \$100 Administrative fine suspended twelve (12) months pending no like violation.
- b. Mandarin Taste, 51 South Main Street, Plymouth, NH.  
Restaurant On-Premise Cocktail Lounge License #1297103.  
Licensed pursuant to RSA 178:22.  
Cited for violation of RSA 179:5, I – served or sold alcoholic beverage to an underage person – 3 counts.  
Cited for violation of RSA 179:5, I – served or sold alcoholic beverage to an intoxicated person – 2 counts.  
Dates of violations: September 26, 2009, November 8, 2009 & November 15, 2009.  
Case #s: 09-866-OF, 10-151-OF & 09-937-OF.  
Recommendation: Settlement reached for an administrative fine of \$1,500 with \$500 suspended for twelve (12) months pending no violation for service of alcohol to a minor or for over-service of alcohol, the license to sell alcohol in the cocktail lounge only shall be suspended for nine (9) days with six (6)

days held in abeyance for twelve (12) months pending no violation for service of alcohol to a minor or for over-service of alcohol commencing at 1:30 a.m. on May 9, 2010 with re-grant at 12:01 a.m. on May 12, 2010, eight (8) points shall be assessed to the liquor license; following re-grant of the liquor license on May 12, 2010, last call in the cocktail lounge only shall occur at 11:00 p.m. Monday through Thursday and at 10:00 p.m. Friday through Sunday; thirty (30) minutes after last call, all drinks must be removed from all areas including but not limited to tables and the bar and from all patrons effective for forty-five (45) days; at the end of this period, an evaluation conducted by the local Police Chief and a Liquor Investigator shall occur to determine whether any restriction(s) should be amended, following the initial evaluation and with approval of the local Police Chief and Liquor Investigator, hours of last call/removal of drinks shall be extended by one (1) hour for forty-five (45) days provided an evaluation as described above occurs beforehand; the Licensee shall contact the Liquor Investigator to schedule evaluations; and case 09-937-OF shall be not pressed as the Licensee has agreed to use an ID checking machine.

- c. Sky Lounge, 522 Amherst Street, Nashua, NH.  
Restaurant On-Premise Cocktail Lounge License #1323703.  
Licensed pursuant to RSA 178:22.  
Cited for violation of RSA 179:5, I - did sell or serve alcoholic beverage to an intoxicated person.  
Date of violation: October 28-29, 2007.  
Case #: 09-739-OF.  
Recommendation: Settlement reached for an administrative fine of \$2,500 with \$1,000 suspended for twelve (12) months pending no like violation, four (4) points shall be assessed to the liquor license and the license to sell alcohol shall be suspended for ten (10) days with seven (7) days held in abeyance for twelve (12) months pending no like violation commencing May 4, 2010 with re-grant on May 7, 2010.

**4. NON-CONTESTED TITLE XIII VIOLATION FINES PAID IN FULL:**

- a. Gold Club of Bedford, 390 South River Road, Bedford, NH.  
Restaurant On-Premise Beverage/Wine/Liquor License #1397403.  
Licensed pursuant to RSA 178:21.  
Cited for violation of RSA 179:53 – altered premises without Commission approval.  
Date of violation: February 3, 2010.  
Case #: 10-79-OF.  
\$250 ADMINISTRATIVE FINE PAID.
- b. Penuche's, 4 Canal Street, Nashua, NH.  
Restaurant Beverage and Wine License #1040103.  
Licensed pursuant to RSA 178:20.  
Cited for violation of RSA 178:20, II – failed to have sufficient food available for service to 20 patrons, food was not prepared by licensee, and the licensee did not hold themselves out to the public as a place where meals were regularly prepared and served.  
Date of violation: April 2, 2010.  
Case #: 10-203-OF.  
\$100 ADMINISTRATIVE FINE PAID.
- c. Spinale's Brick Oven Pizzeria, 66 Washington Street, Rochester, NH.  
Restaurant On-Premise Cocktail Lounge License #1312203.  
Licensed pursuant to RSA 178:22.  
Cited for violation of RSA 179:53 – altered premises without Commission approval.  
Date of violation: April 1, 2010.  
Case #: 10-209-OF.  
\$250 ADMINISTRATIVE FINE PAID.

**5. ALCOHOL/TOBACCO COMPLIANCE CHECKS SCHEDULED WITHIN NINETY (90) DAYS:**

Andover, NH;  
Antrim, NH;  
Barrington, NH;  
Bennington, NH;  
Boscawen, NH;  
Bradford, NH;  
Chichester, NH;  
Conway, NH;  
Deering, NH;  
Dover, NH;  
Durham, NH;  
Epsom, NH;  
Francestown, NH;  
Franklin, NH;  
Greenfield, NH;  
Greenville, NH;  
Hancock, NH;  
Henniker, NH;  
Hill, NH;  
Hillsborough, NH;  
Hopkinton, NH;  
Keene, NH;  
Litchfield, NH;  
Loudon, NH;  
Lyndeborough, NH;  
Manchester, NH;  
Mason, NH;  
Merrimack, NH;  
Middleton, NH;  
Milford, NH;  
Milton, NH;  
Mont Vernon, NH;  
New Boston, NH;  
New Ipswich, NH;  
Newbury, NH;  
Peterborough, NH;  
Pittsfield, NH;  
Rochester, NH;  
Salisbury, NH;  
Sharon, NH;  
Somersworth, NH;  
Sutton, NH;  
Temple, NH;  
Warner, NH;  
Weare, NH;  
Webster, NH;  
Wilmot, NH;  
Wilton, NH;  
Windsor, NH; and  
Wolfeboro, NH.

**6. ALCOHOL COMPLIANCE CHECKS:**

None

**7. TOBACCO COMPLIANCE CHECKS:**

None

**8. NEW LICENSES:**

- a. White Birch Markets LLC DBA White Birch Gluten-Free Market,  
35 West Main Street, Hillsborough, NH 03244.  
To be issued Combination Off-Premise Beverage/Wine License #3253947  
pursuant to RSA 178:18.  
Recommendation: Approval.

**9. REQUESTS FOR SOLICITORS/REPRESENTATIVE AND DIRECT SHIPPER APPLICATION:**

- a. 150 Morello Family Ltd Partnership DBA Conrad Viano Winery,  
150 Morello Avenue, Martinez, CA 94553.  
To be issued Direct Shipper License #8169133 pursuant to RSA 178:27.  
Recommendation: Approval.
- b. Amity Vineyards, Inc.,  
18150 Amity Vineyards Road, Amity, OR 97101.  
To be issued Direct Shipper License #8168833 pursuant to RSA 178:27.  
Recommendation: Approval.
- c. Bavarian Lion Winery LLC,  
498 Moore Lane Unit C, Healdsburg, CA 95448.  
To be issued Direct Shipper License #8169833 pursuant to RSA 178:27.  
Recommendation: Approval.
- d. Bronco Wine Company, Inc.,  
6342 Bystrum Road, Ceres, CA 95307.  
To be issued Liquor and Wine Vendor License #999345 pursuant to RSA 178:9.  
Recommendation: Approval.
- e. Craft Beer Guild LLC,  
22 Canal Street, Suites 238 & 242, Somersworth, NH 03878.  
To be issued Wholesale Distributor License #283720 pursuant to RSA 178:16.  
Recommendation: Approval.
- f. Bill & Crolyn Holt DBA Sycamore Creek Vineyards & Winery,  
12775 Uvas Road, Morgan Hill, CA 95037.  
To be issued Direct Shipper License #8169633 pursuant to RSA 178:27.  
Recommendation: Approval.
- g. Leonhardt Vineyards LLC,  
8500 Dry Creek Road, Geyserville, CA 95441.  
To be issued Direct Shipper License #8169333 pursuant to RSA 178:27.  
Recommendation: Approval.
- h. Little Vineyards Family Winery LLC,  
15188 Sonoma Highway, Glen Ellen, CA 95442.  
To be issued Direct Shipper License #8169433 pursuant to RSA 178:27.  
Recommendation: Approval.

- i. Martha Clara Vineyards LLC,  
6025 Sound Avenue, Riverhead, NY 11901.  
To be issued Direct Shipper License #8169533 pursuant to RSA 178:27.  
Recommendation: Approval.
- j. David Nagengust DBA Cinquain Cellars,  
6404 Independence Ranch, San Miguel, CA 93451.  
To be issued Direct Shipper License #8169033 pursuant to RSA 178:27.  
Recommendation: Approval.
- k. Todd Pazier DBA Central Coast Gift Basket,  
575 Dawson Street Suite C, Goleta, CA 93717.  
To be issued Direct Shipper License #8168933 pursuant to RSA 178:27.  
Recommendation: Approval.
- l. Scott Cellars LLC,  
2933 San Marcos Avenue, Los Olivos, CA 93441.  
To be issued Direct Shipper License #8169733 pursuant to RSA 178:27.  
Recommendation: Approval.
- m. Takara Sake USA,  
708 Addison Street, Berkeley, CA 94710.  
To be issued Direct Shipper License #8169933 pursuant to RSA 178:27.  
Recommendation: Approval.
- n. Trana Winery LLC DBA Hope Family Wines,  
4280 Secondwind Way, Paso Robles, CA 93446.  
To be issued Direct Shipper License #8169233 pursuant to RSA 178:27.  
Recommendation: Approval.

**10. REQUESTS FOR CANCELLATION OF PERMITS:**

None

**11. PETITIONS FOR COMMISSION APPROVAL:**

- a. Bald Peak Colony Club, Inc.,  
180 Bald Peak Drive, Moultonborough, NH 03254.  
Sports Recreation Facility On-Premise Cocktail Lounge License #13605.  
Licensed pursuant to RSA 178:22 V,(u).  
Requests approval to use a Mobile Cart, to wit, a mobile cart to be used on the fairways for sales and service of alcohol pursuant to Liq. 206.10 (a)(1), Liq. 404.05 (a)(1) and Liq. 509.  
Recommendation: Approval.
- b. Michael J. Brazil, Jr. DBA Sweet Grass Trading Post,  
107 Lehner Street, Wolfeboro, NH 03894.  
Combination Off-Premise Beverage/Wine License #3235547.  
Licensed pursuant to RSA 178:18.  
Retail Tobacco License #791717.  
Licensed pursuant to RSA 178:19a.  
Requests approval for Authorization to Transfer business location, to wit, to close the current business and transfer the business and supplies from 107 Lehner Street, Wolfeboro, NH to the new location at 19 Elm Street, Wolfeboro Falls, NH pursuant to RSA 178:29, VIII.  
Recommendation: Approval.

- c. Fabiana-Lorena LLC DBA XO On Elm,  
827 Elm Street, Manchester, NH 03101.  
Restaurant On-Premise Beverage/Wine/Liquor License #1271903.  
Licensed pursuant to RSA 178:21.  
Requests approval for an outside area, to wit, an outside sidewalk area with a seating capacity of 10 sanctioned off appropriately pursuant to RSA 178:24 and Liq. 404.05.  
Recommendation: Approval.
- d. Flag Hill Enterprises, LTD DBA Flag Hill Winery & Distillery,  
297 North River Road, Lee, NH 03861.  
Caterer On Site Cocktail Lounge License #1275526.  
Licensed pursuant to RSA 178:22, V(e).  
Requests approval for two outside areas, to wit, a tented area with a capacity of 220 and the wedding archway area with a seating capacity of 220 sanctioned off appropriately pursuant to RSA 178:24 and Liq 404.05.  
Recommendation: Approval.
- e. Grist for the Mill LLC DBA The Mill Ice Cream Café & Fudge Factory,  
2 Central Street, Bristol, NH 03222.  
Restaurant On-Premise Beverage/Wine License #1395803.  
Licensed pursuant to RSA 178:20.  
Requests approval for an outside area, to wit, an outside porch area with a seating capacity of 10 sanctioned off appropriately pursuant to RSA 178:24 and Liq. 404.05.  
Recommendation: Approval.
- f. Monadnock Motor Sports, Inc. DBA Monadnock Motor Raceway,  
Route 10, Winchester, NH 03470.  
Restaurant On-Premise Beverage/Wine License #301103.  
Licensed pursuant to RSA 178:20.  
Requests approval for an outside area, to wit, an outside beer garden area with a seating capacity of 125 on May 16, June 6 & 20, July 11 & 25, August 8 & 22, September 5 & 26, October 3, 10 & 24, 2010 sanctioned off appropriately pursuant to RSA 178:24 and Liq. 404.05.  
Recommendation: Approval.
- g. Plausawa Valley Associates, Inc. DBA Plausawa Valley Country Club,  
42 Whittemore Road, Pembroke, NH 03275.  
Sports Recreation Facility On-Premise Cocktail Lounge License #6013105.  
Licensed pursuant to RSA 178:22 V,(u).  
Requests approval to use a Mobile Cart, to wit, a mobile cart to be used on the fairways for sales and service of alcohol pursuant to Liq. 206.10 (a)(1), Liq. 404.05 (a)(1) and Liq. 509.  
Recommendation: Approval.
- h. Plausawa Valley Associates, Inc. DBA Plausawa Valley Country Club,  
42 Whittemore Road, Pembroke, NH 03275.  
Sports Recreation Facility On-Premise Cocktail Lounge License #6013105.  
Licensed pursuant to RSA 178:22 V,(u).  
Requests approval for an outside area, to wit, an outside tented area with a seating capacity of 71 sanctioned off appropriately pursuant to RSA 178:24 and Liq. 404.05.  
Recommendation: Approval.

- i. Premier Getaway, Inc. DBA The Manor on Golden Pond,  
31 Manor Drive, Holderness, NH 03245.  
Hotel On-Premise Cocktail Lounge License #350302.  
Licensed pursuant to RSA 178:22, V(k).  
Requests approval for two outside areas, to wit, an outside tented area with a seating capacity of 220 and a pool area with a seating capacity of 100 sanctioned off appropriately pursuant to RSA 178:24 and Liq. 404.05.  
Recommendation: Approval.
- j. Ripalo LLC DBA Republic Café & Bistro,  
1069 Elm Street, Manchester, NH 03101.  
Restaurant On-Premise Beverage/Wine/Liquor License #1392603.  
Licensed pursuant to RSA 178:21.  
Requests approval for an outside area, to wit, an outside sidewalk area with a seating capacity of 10 sanctioned off appropriately pursuant to RSA 178:24 and Liq. 404.05.  
Recommendation: Approval.
- k. Sweet Baby Vineyard LLC,  
204 South Road, Kensington, NH 03833.  
Wine Manufacturer License #562430.  
Licensed pursuant to RSA 178:8.  
Requests approval for other areas, to wit, Seacoast Growers Association, City Hall Municipal Lot 2, Jenkins Avenue, Portsmouth, NH on Saturdays from 8am to 1pm, May 1, 2010 through November 6, 2010; Newmarket Farmers Market, Stone Church, Newmarket, NH on Saturdays from May 16, 2010 through October 30, 2010; and Seacoast Growers Association Exeter Farmers Market, Swansey Parkway, Exeter, NH on Thursdays from May 6, 2010 through October 28, 2010; Licensee will provide adequate security for product pursuant to RSA 178:24 and Liq. 404.05.  
Recommendation: Approval.

**12. COMMISSION DECISIONS PENDING:**

None

**13. COMMISSION DECISIONS AFTER HEARING:**

None

**14. MISCELLANEOUS ITEMS:**

- a. 1-800wineshop.com, Inc.,  
607 Airport Road, Napa, CA.  
Direct Shipper Permit #8007233.  
Licensed pursuant to RSA 178:27.  
Requests to have their direct shipper permit re-instated.  
Recommendation: Approval.
- b. Flag Hill Enterprises, LTD DBA Flag Hill Winery & Distillery,  
297 North River Road, Lee, NH 03861.  
To be licensed as Caterer On Site Cocktail Lounge License #1275526  
pursuant to RSA 178:22, V(e).  
Requests permission for an exception to RSA 179:11, IV, V, and VI, prohibited interest for a liquor manufacturer to hold an on-premise license.  
Recommendation: Approval.

- c. Golden Bamboo Palace Restaurant, 60 Main Street, Littleton, NH 03561.  
Restaurant On-Premise Cocktail Lounge License #1323403.  
Licensed pursuant to RSA 178:22.  
**SPECIAL TERMS AND CONDITION FOR LIQUOR LICENSE RENEWAL:**
1. The Licensee shall pay an administrative fine of \$2,500 suspended for twelve (12) months pending no like violation;
  2. The license to sell alcohol shall be suspended for ten (10) days held in abeyance for twelve (12) months pending no like violation;
  3. Four (4) points shall be assessed to the liquor license;
  4. Last call shall occur at 10:00 p.m. Monday through Sunday; thirty (30) minutes after last call, all drinks shall be removed from all areas including but not limited to tables and the bar and from all patrons effective for forty-five (45) days; at the end of this period, an evaluation conducted by the local Police Chief and a Liquor Investigator shall occur to determine whether any restriction(s) should be amended;
  5. Following the initial evaluation, thirty (30) minute extensions for last call/removal of drinks as indicated in #4 above may occur every forty-five (45) days provided an evaluation, as indicated in #4 above, is conducted; **the Licensee shall contact the Liquor Investigator to schedule evaluations;**
  6. The Licensee shall immediately report all instances of disorderly conduct, violence, and/or liquor license infractions to the local police department and to a Liquor Investigator;
  7. Tribal or gang colors shall not be permitted on the premises; and
  8. Violation of any of the above terms will result in the Licensee being called to a hearing before the NH Liquor Commission.
- d. North Heaven, 151 Main Street, Colebrook, NH 03576.  
Restaurant On-Premise Cocktail Lounge License #1351703.  
Licensed pursuant to RSA 178:22.  
**SPECIAL TERMS AND CONDITION FOR LIQUOR LICENSE RENEWAL:**
1. Last call shall occur at 11:00 p.m. Monday through Sunday; thirty (30) minutes after last call, all drinks must be removed from all areas including but not limited to tables and the bar and from all patrons; these reduced hours shall be in effect for thirty (30) days; at the end of this period, an evaluation conducted by the local Police Chief and a Liquor Investigator shall occur to determine whether the hours of service should be amended;
  2. Following the initial evaluation and with approval of the local Police Chief and Liquor Investigator, hours of last call/removal of drinks as indicated in #1 above shall be extended by one (1) hour for thirty (30) days provided an evaluation, as indicated in #1 above, occurs; extensions shall be granted following satisfactory evaluations until full hours of service are restored;
  3. The Licensee shall contact the Liquor Investigator to schedule all evaluations;
  4. A \$1,000 Administrative fine shall be suspended for twelve (12) months pending no violation of RSA 179:5 relative to the over-service of alcohol; and
  5. A three (3) day suspension of liquor license shall be held in abeyance for twelve (12) months pending no violation of RSA 179:5 relative to the over-service of alcohol.
- e. O'Brien's II, Inc. DBA O'Briens II General Store,  
856 Route, 1 Bay Pass North, Portsmouth, NH 03801.  
Combination Off-Premise Beverage/Wine License #3129547.  
Licensed pursuant to RSA 178:18.  
Requests approval for a Felon Exception for Michelle Plaisted as a person in charge pursuant to RSA 179:23 and Liq. 404.06(c).  
Recommendation: Approval.



- f. Weathervane Seafood, Inc.,  
263 Plainfield Road, West Lebanon, NH 03784.  
Restaurant On-Premise Cocktail Lounge License #296603.  
Licensed pursuant to RSA 178:22.  
Requests approval for a Felon Exception for Rachel Riendeau as an Assistant General Manager pursuant to RSA 179:23 and Liq. 404.06(c).  
Recommendation: Approval.
- g. White Birch Brewing LLC,  
1368 Hooksett Road Unit #6, Hooksett, NH 03106.  
Beverage Manufacturer License #288718.  
Licensed pursuant to RSA 178:12.  
Requests approval for a specialty beer product above 6 percent alcohol by volume pursuant to RSA 178:1, LXIV-a and RSA 178:40-a.  
Recommendation: **DISCUSSION AND APPROVAL**

**15. EXECUTIVE SESSION ITEMS:**

None

\*\*\*\*\*

**LICENSES:**

AIRPORT	Airport License # Licensed pursuant to RSA 178:22, V(a).
BALLRM	Ballroom License # Licensed pursuant to RSA 178:22, V(c).
BEER FEST	Beer Festival (3 days) License # Licensed pursuant to RSA 178:30.
B&B	Bed and Breakfast License #999938. Licensed pursuant to RSA 178:21, II (c).
BEV VEND	Beverage Vendor License # Licensed pursuant to RSA 178:15.
BEV VEND IMP	Beverage Vendor Importer License # Licensed pursuant to RSA 178:15.
BEV MFG	Beverage Manufacturer License # Licensed pursuant to RSA 178:12.
BILLIARD	Billiards/Pool Hall License # Licensed pursuant to RSA 178:22, V(t).
BOWLING	Bowling Facility License # Licensed pursuant to RSA 178:22, V(d).
BREW PUB	Brew Pub License # Licensed pursuant to RSA 178:13.
CARRIER	Carrier-Beverage/Wine/Liquor License # Licensed pursuant to RSA 178:14.

April 30, 2010 Enforcement Agenda

CATER-ON 26	Caterer-On-Site License # Licensed pursuant to RSA 178:22, V(e).
CATER-OFF 34	Caterer-Off-Site License # Licensed pursuant to RSA 178:22, V(e).
COL CLUB	College Club License # Licensed pursuant to RSA 178:22, V(f).
COMBO	Combination License # Licensed pursuant to RSA 178:18.
CONV CTR	Convention Center License # Licensed pursuant to RSA 178:22, V(i).
DIRECT SHIP	Direct Shipper Permit # Licensed pursuant to RSA 178:27.
GOLF FAC	Golf Facility License # Licensed pursuant to RSA 178:22, V(j).
HOTEL BL	Hotel License # Licensed pursuant to RSA 178:24, II(b)(1).
HOTEL C	Hotel Full Service With Lounge License # Licensed pursuant to RSA 178:21, II(b)(1)/178:22, V(k).
LIQ MAN	Liquor Manufacturer License # Licensed pursuant to RSA 178:6.
LIQ/WIN REP	Liquor/Wine Representative License # Licensed pursuant to RSA 178:10.
LIQ/WIN VND	Liquor and Wine Vendor License # Licensed pursuant to RSA 178:9.
PERF ART	Performing Arts License # Licensed pursuant to RSA 178:22, V(m)
RACQUET	Racquet Sports Facility License # Licensed pursuant to RSA 178:22, V(o).
RECTIFIER	Rectifier License #280132 Licensed pursuant to RSA 178:7.
REST BL	Restaurant Beverage and Liquor License # Licensed pursuant to RSA 178:21, II(a)(1).
REST BW	Restaurant Beverage and Wine License # Licensed pursuant to RSA 178:20.
REST BWL	Restaurant On-Premise Beverage/Wine/Liquor License #1374403. Licensed pursuant to RSA 178:21.
REST C	Restaurant Full Service With Lounge License #

	Licensed pursuant to RSA 178:21, II(a)(1)/178:22, V(q).
RET TBL WINE	Retail Wine License # Licensed pursuant to RSA 178:19.
SKI AREA	Ski Area License # Licensed pursuant to RSA 178:22, V(r).
SOC CLUB	Social Club License # Licensed pursuant to RSA 178:22, V(h).
SPORTS	Sports Entertainment License #7000543. Licensed pursuant to RSA 178:20, (u)(1).
TBL WINE	Table Wine Vendor License # Licensed pursuant to RSA 178:9.
VESSEL	Vessel – Lounge License # Licensed pursuant to RSA 178:22, V(s).
VET CLUB	Veterans Club License # Licensed pursuant to RSA 178:22, V(h).
WS DSTR	Wholesale Distributor License # Licensed pursuant to RSA 178:16.
WINE MFG	Wine Manufacturer License # Licensed pursuant to RSA 178:8.

\*\*\*\*\*

#### **VIOLATIONS:**

Liq. 404.02	Cited for violation of Liq. 404.02 – failed to have and maintain at least \$3000.00 wholesale value of groceries commonly found in such stores readily available to the public.
Liq. 404.03	Cited for violation of Liq. 404.03 – Use of Cocktail Lounge.
Liq. 405.02	Cited for violation of Liq. 405.02 – failed to notify the Commission prior to a beverage/liquor/wine tasting.
Liq. 503.03(a)	Cited for violation of Liq. 503.03(a) - failure to file restaurant food certification form.
503.01	Cited for violation of Liq. 503.01 – failed to produce account of business per written audit request.
501.04	Cited for violation of Liq. 501.04 - did serve alcoholic beverage to non-members.
501.05	Cited for violation of Liq. 501.05 - members not properly signed in.
506.13(a)	Cited for violation of Liq. 506.13(a) – failed to complete Bill and Hold sale within 10 days.
701.05	Cited for violation of Liq. 701.05 – check was returned noting “insufficient funds”.
704.01	Cited for violation of Liq. 704.01 – failed to renew liquor license thirty (30) days prior to expiration.

## April 30, 2010 Enforcement Agenda

- 1104.02 Cited for violation of Liq. 1104.02 – did fail to refuse delivery (package left at doorway).
- 126-K:4,1 Cited for violation of RSA 126-K:4, I – sold tobacco product to an underage person.
- 175:1 XXXVI Cited for violation of RSA 175:1, XXXVI – failed to have and maintain at least \$3000.00 wholesale value of groceries commonly found in such stores readily available to the public.
- 175:4 II Cited for violation of RSA 175:4, II – advertised alcohol by means of a billboard.
- 178:1 I Cited for violation of RSA 178:1, I – kept alcohol for sale without obtaining the proper license.
- 178:1 II Cited for violation of RSA 178:1, II – changed trade name and failed to notify the Commission.
- 178:14 –a, V Cited for violation of RSA 178:14–a, V – failed to file a tax report by the 10<sup>th</sup> of the month.
- 178:18 Cited for violation of RSA 178:18, RSA 175:1, XXXVI and Liq. 404.02 – failed to maintain a minimum grocery stock requirement of \$3,000.
- 178:18 Cited for violation of RSA 178:18, I and II – allowed alcoholic beverage to be consumed on an off-sale premises.
- 178:18 II Cited for violation of RSA 178:18, II – failed to have food available to prepare to meet restaurant criteria.
- 178:18 III Cited for violation of RSA 178:18, III – alcoholic beverages consumed in the licensed areas that was not purchased by the licensee.
- 178:18 IV Cited for violation of RSA 178:18, IV – alcoholic beverages removed from the licensed premises by patrons.
- 178:19 II Cited for violation of RSA 178:19, II – operated lounge without having food available for meals.
- 178:19 I (c) Cited for violation of RSA 178:19, I(c) – allowed patrons to remove alcoholic beverage from the premises.
- 178:19 Cited for violation of RSA 178:19 – failed to renew license thirty (30) days prior to expiration.
- 178:20 V (q) Cited for violation of RSA 178:20, V(q) – did operate lounge when dining room was closed.
- 178:20 V (h) (6) (8) Cited for violation of RSA 178:20, V(h)(6)(8) – allowed officers to be employed by the club as bartenders.
- 178:20 V (h) Cited for violation of RSA 178:20, V(h) – failed to obtain a supplemental license.
- 178:20 IV Cited for violation of RSA 178:20, IV – allowed patrons to remove beverage or liquor from the licensed premise.
- 178:20 II Cited for violation of RSA 178:20, II – failed to have sufficient food available for service to 20 patrons, food was not prepared by licensee, and the licensee did not hold themselves out to the public as a place where meals were regularly prepared and served.
- 178:21 II a 1 Cited for violation of RSA 178:21, II(a)(1) – failed to have full course meals readily available, promoted and served to tables.
- 178:22 Cited for violation of RSA 178:22, IV – allowed a patron to remove an alcoholic beverage from the

licensed premise.

- 178:22 I Cited for violation of RSA 178:22, I – licensed to serve alcoholic beverages by the glass, by the bottle with the cap removed or in any other suitable container.
- 178:22 V (h) (6) Cited for violation of RSA 178:22, V(h)(6) – contracted for value with an officer.
- 178:22 V (h) Cited for violation of RSA 178:22, V(h)(3) – failed to obtain a supplemental license for a private event.
- 178:22 V Cited for violation of RSA 178:22, V(q) – failed to have 50% gross sales in category of food or sales of \$75,000 in the category of food.
- 178:22 V (h) (1) Cited for violation of RSA 178:22, V(h)(1) – failed to file club financial report.
- 178:22(r) Cited for violation of RSA 178:22(r) - failed to meet a requirement of a cocktail lounge.
- 178:22 Cited for violation of RSA 178:22 – failed to serve alcoholic beverage in a suitable container.
- 178:22 II Cited for violation of RSA 178:22, II – allowed persons under 18 in a cocktail lounge, not accompanied by a parent, legal guardian or adult spouse.
- 178:24/404.05 Cited for RSA 178:24 and Liq. 404.05 – did not obtain authorization for other areas.
- 178:27 V Cited for violation of RSA 178:27, V – failed to file a Direct Shipper Report by the 10<sup>th</sup> of the following month.
- 178:27 II Cited for violation of RSA 178:27, II – failed to obtain an adult signature.
- 178:27 III Cited for violation of RSA 178:27, III – shipped more than 60 individual containers to one individual or address in a calendar year.
- 178:3 VIII (e) Cited for violation of RSA 178:3, VII(e) - failed to have a person in charge be of good character and be professionally qualified to perform such work.
- 179:1/1104.06 Cited for violation of RSA 179:1/Liq. 1104.06 – illegally delivered alcohol not legally purchased under the provisions of Title XIII.
- 179:5 I m Cited for violation of RSA 179:5, I – served or sold alcoholic beverage to an underage person.
- 179:5 I d Cited for violation of RSA 179:5, I - served or sold alcoholic beverage to an intoxicated person.
- 179:5, I Cited for violation of RSA 179:5, I – failed to obtain an adult signature when delivering an alcohol product.
- 179:5 II Cited for violation of RSA 179:5, II – allowed an underage person to possess or consume alcoholic beverage.
- 179:5-a, I Cited for violation of RSA 179:5-a, I – sold or served alcoholic beverage without required keg labels affixed.
- 179:8 I Cited for violation of RSA 179:8, I – failed to require the purchaser whose age is in question to furnish identification that such person is 21 years of age or over.
- 179:8 II Cited for violation of RSA 179:8, II – accepted photographic identification that was expired, not consistent with the appearance of the person, not correct and free of alteration, erasure, blemish or

## April 30, 2010 Enforcement Agenda

other impairment.

- 179:11 I Cited for violation of RSA 179:11, I – provided items of value to licensee.
- 179:11 II Cited for violation of RSA 179:11, II – paid for placement, sale and promotion of beverage.
- 179:13 I Cited for violation of RSA 179:13, I – failed to report an overdue account.  
Cited for violation of RSA 179:13, I – failed to report two (2) licensees as overdue for deliveries.
- 179:13 II Cited for violation of RSA 179:13, II – failed to return a payment after receipting the invoice as paid.
- 179:13 III Cited for violation of RSA 179:13, III – made delivery of beverage to a licensee while appearing on the overdue list.
- 179:17 Cited for violation of RSA 179:17 – allowed the sale and consumption of alcoholic beverage on the premise after the expiration of the serving hour.
- 179:18 Cited for violation of RSA 179:18 – failed to post age requirement sign.
- 179:19 VI Cited for violation of RSA 179:19, VI – allowed gambling and wagering on the premises.
- 179:19 II Cited for violation of RSA 179:19, II – unauthorized entertainment.
- 179:20 II Cited for violation of RSA 179:20, II – allowed an employee to consume alcoholic beverage while working.
- 179:23 I Cited for violation of RSA 179:23, I – allowed a minor less than age 16 to work as a cashier.
- 179:23 IV + VI Cited for violation of RSA 179:23, IV and VI – allowed a convicted felon to work longer than 60 days without obtaining a waiver.
- 179:23 IV Cited for violation of RSA 179:23, IV – failed to have an affidavit for the person to be in charge of the premises on file with the Commission.
- 179:23 VI Cited for violation of RSA 179:23, VI – allowed a convicted felon to sell, serve or otherwise handle alcoholic beverages.
- 179:24 Cited for violation of RSA 179:24 – failed to notify the Commission within 30 days of a change in management.
- 179:26 Cited for violation of RSA 179:26 – compliance with other agencies.
- 179:27 Cited for violation of RSA 179:27 – restrictions on serving and congregating of patrons (overcrowding).
- 179:27 Cited for violation of RSA 179:27 – exceeded lawful capacity in lounge, restrictions on serving and congregating of patrons.
- 179:27 II Cited for violation of RSA 179:27, II - served or consumed alcoholic beverage in areas not approved by the Commission.
- 179:31 XI Cited for violation of RSA 179:31, XI – advertised alcoholic beverage by means of a billboard.
- 179:32 II Cited for violation of RSA 179:32, II – purchased beer from other than a holder of a wholesaler distributor license.

## April 30, 2010 Enforcement Agenda

179:32	Cited for violation of RSA 179:32 – purchased supplies of liquor and wine from the Commission or as provided by law.
179:33 I & II	Cited for violation of RSA 179:33, I & II – shipped product to wholesale distributors without receiving authorization by the Commission.
179:35	Cited for violation of RSA 179:35 – failed to make invoices available per written request.
179:40 II	Cited for violation of RSA 179:40, II – refilled bottles of legally purchased beverage or liquor.
179:43 I	Cited for violation of RSA 179:43, I – sold beverages or liquor on credit.
179:44 I	Cited for violation of RSA 179:44, I – gave away free drinks to customers, patrons, members or guests.
179:48 I	Cited for violation of RSA 179:4, I – leased or rented a concession of selling liquor or beverage to any person, firm LLC or corporation.
179:49	Cited for violation of RSA 179:49 – stored beverages or liquor in any other building, other than that designated in their license.
179:50 I	Cited for violation of RSA 179:50, I – allowed a person to loiter on the premises who was intoxicated or disorderly or who loitered for any illegal purpose.
179:50 II	Cited for violation of RSA 179:50, II – allowed the premise to be used for any purpose that was contrary to law.
179:51	Cited for violation of RSA 179:51 – failed to maintain an orderly premise.
179:51	Cited for violation of RSA 179:51 – insufficient lighting.
179:52	Cited for violation of RSA 179:52 – failed to post license in a conspicuous place on the premises.
179:53	Cited for violation of RSA 179:53 – altered premises without Commission approval.
179:55	Cited for violation of RSA 179:55 – failed to notify Commission of change in corporate officers.
179:60	Cited for violation of RSA 179:60 – interfered with Liquor Investigator.